

**FEDERAL PUBLIC DEFENDER  
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**05-CR- 009**

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December 7, 2005

Peter G. McCabe  
Secretary of the Committee on Rules of Practice and Procedure  
Administrative Office of the United States Courts  
Washington, D.C. 20544

Dear Secretary McCabe:

I would like to testify at the hearing on January 9, 2006 on the proposed amendments to the Federal Rules of Criminal Procedure on behalf of the nearly one hundred Federal Public and Community Defender organizations across the country.

The proposed amendments to Rules 11, 32 and 35 seek to implement the Supreme Court's decision in United States v. Booker, 543 U.S. 220 (2005). In my capacity as Chair of the Federal Defender Sentencing Guidelines Committee, I have closely followed developments in the caselaw and the practical aspects of sentencing under Booker, and believe I can provide valuable insight and comments for your Committee.

Please let me know if I may testify, and if so, if you would like to receive written testimony in advance of the hearing.

Thank you for your consideration.

Very truly yours,

*Jon M. Sands*

*by ABC*

JON M. SANDS  
Federal Public Defender  
Chair, Federal Defender Sentencing Guidelines  
Committee